IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CRIMINAL REVISION APPLICATION No. 690 of 2005

For Approval and Signature:

HONOURABLE MR.JUSTICE H.B.ANTANI

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1 Whether Reporters of Local Papers may be allowed to see the judgment?

2 To be referred to the Reporter or not?

3 Whether Their Lordships wish to see the fair copy of the judgment?

4 Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 or any order made thereunder?

5 Whether it is to be circulated to the Civil Judge?

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ASHUTOSH CHANDRA - Applicant
Versus
STATE OF GUJARAT AND ANOTHER - Respondents

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Appearance :

MR S V RAJU WITH MR S C OZA for Applicant.
MS NANDINI JOSHI, ADDITIONAL PUBLIC PROSECUTOR for Respondent No. 1.
MR NIGAM R SHUKLA, for Respondent No. 2.

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CORAM : HONOURABLE MR.JUSTICE H.B.ANTANI

Date : 04/05/2006

ORAL JUDGMENT

1. Heard Mr. S. V. Raju, learned Advocate for the applicant, Ms. Nandini Joshi, learned Additional Public Prosecutor for respondent No. 1 and Mr. Nigam R. Shukla,

learned Advocate for respondent No. 3 – Central Bureau of Investigation.

2. The present application is preferred under Section 397 read with Section 401 seeking return of *muddamal* articles, the details of which are produced at Annexure 'B' to the application, seized in connection with the FIR bearing No. R. C. NO. 2 (A)/ 2005 / GNR registered with the CBI Office at Gandhinagar.

3. After hearing the submissions of the learned Advocates of both the sides, this Court, without entering into the merits of the case, is of the view that the investigation, which is pending with the CBI, is required to be completed as expeditiously as possible and preferably within 3 months i.e. on or before 31st August, 2006. The learned Advocate representing the applicant shall have the liberty to make an appropriate application before the learned Special Judge, CBI Cases, at Ahmedabad for the return of *muddamal* articles, who shall decide it without being influenced by the order passed in this Revision Application.

4. With these observations, the present Revision

Application is disposed of accordingly. Notice discharged. Direct Service is permitted.

[H. B. ANTANI, J.]

/shamnath